IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)
THURSDAY, THE TWENTY FOURTH DAY OF JUNE
TWO THOUSAND AND FOUR
PRESENT
THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE
WRIT PETITION NO : 18689 of 1994

Between:

1 Pathuri Purnachandra Rao S/o late Venkatarangam
R/o Valetivaripalem
2 Sayimpu Anjaneyulu S/o Brahmaiah
R/o Valetivaripalem
3 Nalamothu Krishna S/o Nagabhushanam
R/o Valetivaripalem
4 Sayimpu Subbarao S/o Brahmaiah
R/o Valetivaripalem
5 Nalamothu Narayanaswamy S/o Veeraswamy
R/o Valetivaripalem
6 Nalamothu Brahmaiah S/o Narayanaswamy
R/o Valetivaripalem
7 Nalamothu Venkateswarlu S/o Veeraswamy
R/o Valetivaripalem
8 Nalamothu Seshagirirao S/o Ankulayya
R/o Valetivaripalem
9 Badaravada Venugopalaraju S/o Somaraju
R/o Jangole (V)
10 Nalamothu Yogiramaiah S/o late Raghavulu
R/o Valativaripalem
11 Nalamothu Anjaneyulu S/o Venkateswarlu
R/o Valetivaripalem
12 Nalamothu Ramamohanarao S/o Ankulayya
R/o Valetivaripalem
13 Nalamothu Ramadevi W/o Ramamohana Rao
R/o Valetivaripalem
14 Dasari Sambasivarao S/o Venkateswarlu
R/o Valetivaripalem
15 Silivarapu Venkatarao S/o Govindaiah
R/o Valetivaripalem
16 Chebrolu Sambheswaqra Rao S/o Veru Basavaiah
R/o Valetivaripalem
17 Boilla Veerappa Naidu S/o Chinnabbai

R/o Valetivaripalem
18 Karumuri Prabhakara Rao S/o late Venkataratnam
R/o Mandavavaripalem
19 Karumuri Chenchaiah S/o late Venkataratnam
R/o Mandavavaripalem
20 Karumuri Gopinath S/o Anjaneyulu
R/o Mandavavaripalem
21 Karumuri Anjaneyulu S/o late Venkataratnam
R/o Mandavavaripalem
22 Manikonda Venkateswarlu S/o late Narasimham
R/o P.Gudipasa
23 Manikonda Ratnakara Rao S/o Venkateswarlu
R/o P.Gudipasa
24 Manikonda Suresh S/o Venkateswarlu
R/o P.Gudipasa
25 Manikonda Venkata Subba Rao S/o late Parandhamaiah
R/o P.Gudipasa
26 Dodda Radhakrishnamurthy S/o late Subbaiah
R/o Polluru (V)
27 Chilkuri Subbarao S/o Peraiah
R/o Chandaluru (V)
28 Annem Adeyya S/o late Kistamma
R/o Bhimavaram (V)
29 Annem Adimurthy S/o Venkatasubbaiah
R/o Bhimavaram (V)
30 Bollineni Srihari S/o late Tirupati Swamy
R/o Ongole
31 Paladugu Timmayya Chowdary S/o late Peddaiah
R/o Kurnool
32 Mandava Ramachandrarao S/o late Anjaiah
R/o Mandavavaripalem
33 Mandava Srinivasa Rao S/o late Anjaiah
R/o Mandavavaripalem .....

PETITIONERS

AND

1 The Commissioner of Fisheries, A.P. Hyderabad
2 The District Collector, Prakasam Dist. at Ongole

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction, declaring that the action of the respondents in not extending the benefit of exclusion of the lands under the occupation of the petitioners in

Survey No.483/A of Devarampadu Village, Prakasam Dist. from the purview of the public auction pursuant to the Notification dated 20-8-1994 issued by the 1st respondent, is illegal, arbitrary and offends the petitioners' rights under Art. 14 of the Constitution of India, and consequently directing the respondents to delete the lands in occupation of the petitioners covered by Survey No.483/A of Devarampadu (V) from the purview of the public auction contemplated under the orders of Government.

Advocate for the Petitioners: MR.N.VENKATARAYUDU (not present)

For the Respondents 1 & 2 : GP FOR FISHERIES

The Court made the following :

O R D E R :

None for the petitioners.

The Writ Petition is dismissed.

24.06.2004

CC to:

1)The Commissioner of Fisheries, A.P., Hyderabad.
2)The District Collector, Prakasam district at Ongole.
3)Two CCs to the G.P. for Fisheries, High Court of A.P., Hyderabad (o.u.t.).
4)Two CD copies.

DRK/TVR